

AMENDMENT TO H.R. 1388, AS REPORTED OFFERED BY MR. GEORGE MILLER OF CALIFORNIA

In the table of contents in section 1(b) of the bill, strike the item relating to title VI and the items relating to sections 6101 through 6109.

In section 3 of the National and Community Service Act of 1990 (as proposed to be inserted by section 1101 of the bill), strike "the programs authorized under subtitle C" and insert "approved national service positions".

In section 101(12) of the National and Community Service Act of 1990 (as proposed to be inserted by section 1102(6) of the bill), strike "Organization" and insert "Entity" in the heading.

In section 101(12) of the National and Community Service Act of 1990 (as proposed to be inserted by section 1102(6) of the bill), in the matter preceding subparagraph (A), strike "organization" and insert "entity".

In section 1102 of the bill, insert after paragraph (10) the following:

1 (11) in paragraph (33) (as so redesignated),
2 strike the last sentence.
In section 1102 of the bill, redesignate paragraph
(11) as paragraph (12).
In the matter proposed to be added by section
1102(12) of the bill (as redesignated by the previous
amendment), redesignate paragraphs (38) through (40)
as paragraphs (40) through (42), respectively, and insert
after paragraph (37) the following:
3 "(38) SCIENTIFICALLY VALUE RESEARCH.—The
4 term 'scientifically valid research' includes applied
5 research, basic research, and field-initiated research
6 in which the rationale, design, and interpretation are
7 soundly developed in accordance with principles of
8 scientific research.
9 "(39) Principles if scientific research.—
10 The term 'principles of scientific research' means
11 principles of research that—
12 "(A) applies rigorous, systematic, and ob-
jective methodology to obtain reliable and valid
14 knowledge relevant to education activities and
15 programs:

programs;

1	"(B) presents findings and makes claims
2	that are appropriate to and supported by meth-
3	ods that have been employed; and
4	"(C) includes, as appropriate to the re-
5	search being conducted—
6	"(I) use of systematic, empirical
7	methods that draw on observation or ex-
. 8	periment;
9	"(ii) use of data analyses that are
10	adequate to support the general findings;
11	"(iii) reliance on measurements or ob-
12	servational methods that provide reliable
13	and generalizable findings;
14	"(iv) strong claims of causal relation-
15	ships, only with research designs that
16	eliminate plausible competing explanations
17	for observed results, such as, but not lim-
18	ited to, random assignment experiments;
19	"(v) presentation of studies and meth-
20	ods in sufficient detail and clarity to allow
21	for replication or, at a minimum, to offer
22	the opportunity to build systematically on
23	the findings of the research;
24	"(vi) acceptance by a peer-reviewed
25	journal or critique by a panel of inde-

1	pendent experts through a comparably rig-
2	orous, objective, and scientific review; and
3	"(vii) consistency of findings across
4	multiple studies or sites to support the
5	generality of results and conclusions.".

In section 101(42) (as so redesignated) of the National and Community Service Act of 1990 (as proposed to be amended by section 1102(12) (as so redesignated) of the bill), strike "means any individual" and all that follows through "condition other than dishonorable" and insert "has the meaning given the term in section 101 of title 38, United States Code."

In section 111(b)(5)(B) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), strike "promote a better understanding of".

In section 111(b)(5)(C) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), strike "promote a better understanding of".

In section 111(c) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), in the matter preceding paragraph (1), strike "The" and insert "From the amounts appropriated under section 501(a)(4), the".

In section 112(c) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), strike "community-based organization" and insert "community-based entity", and strike "community-based organizations" and insert "community-based entities".

In section 112(d) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), strike "this part" and insert "this subtitle".

In section 112(d) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), strike "\$65,000" and insert "\$75,000".

In section 113(c)(1) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), in the matter following subparagraph (E), strike "community-based organization" and insert "community-based entity".

In section 113(c)(1) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), insert "and" at the end of subparagraph (C).

In section 113(c)(1) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), strike "and" at the end of subparagraph (D).

In section 113(c)(1) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), strike paragraph (E).

Strike clause (iii) of section 1301(2)(B) of the bill, and insert the following:

1 (iii) by striking "by the agency." and
2 inserting "by the agency, including pro3 grams under the Public Lands Corps and
4 Urban Youth Corps as described in section
5 122(a)(2), and may approve national serv6 ice positions for a program carried out or
7 otherwise supported by the agency."

In section 122(a)(1)(A) of the National and Community Service Act of 1990 (as proposed to be amended by section 1302 of the bill), strike clause (ii) and redesignate clauses (iii) through (xiv) as clauses (ii) through (xiii), respectively.

In section 122(a)(2)(A)(vi) of the National and Community Service Act of 1990 (as proposed to be amended by section 1302 of the bill), insert before the semicolon "including the recruitment of youth to work in health professions in such communities".

In section 122(a)(3)(A)(xi) of the National and Community Service Act of 1990 (as proposed to be amended by section 1302 of the bill), in the matter preceding subclause (I), strike "(including youth corps programs" and all that follows through "Hawaiian home lands),".

In section 122(a)(3)(A)(xi)(II) of the National and Community Service Act of 1990 (as proposed to be amended by section 1302 of the bill), strike "youths who are individuals with disabilities and youths who are economically disadvantaged" and insert "and youths who are individuals with disabilities".

In section 122(a)(3)(A)(xii) of the National and Community Service Act of 1990 (as proposed to be amended by section 1302 of the bill), insert "in partnership with the National Park System" after "projects".

In section 122(a) of the National and Community Service Act of 1990 (as proposed to be amended by section 1302 of the bill), insert at the end the following:

1	"(5) Program models for service corps.—
2	In addition to any activities described in paragraphs
3	(1) through (4), a recipient of a grant under section
4	121(a) and a Federal agency operating or sup-
5	porting a national service program under section
. 6	121(b) may directly or through grants or subgrants
7	to other entities carry out a national service corps
8.	through the following program models:
9	"(A) a community corps program that
10	meets unmet human, educational, heath, vet-
11	eran, environmental, or public safety needs and
12	promotes greater community unity through the
13	use of organized teams of participants of varied
14	social and economic backgrounds, skill levels,
15	physical and developmental capabilities, ages,
16	ethnic backgrounds, or genders;
17	"(B) a service program that—
18	"(i) recruits individuals with special
19	skills or provides specialized preservice
20	training to enable participants to be placed
21	individually or in teams in positions in
22	which the participants can meet such
23	unmet needs; and
24	"(ii) if consistent with the purposes of
25	the program, brings participants together

for additional training and other activities
designed to foster civic responsibility, in
3 crease the skills of participants, and im-
4 prove the quality of the service provided;
5 "(C) a campus based program that is de-
6 signed to provide substantial service in a com-
7 munity during the school term and during sum-
8 mer or other vacation periods through the use
9 of—
10 "(i) students who are attending an in-
11 stitution of higher education, including
students participating in a work study pro-
gram assisted under part C of title IV of
14 the Higher Education Act of 1965 (42
15 U.S.C. 2751 et seq.);
16 "(ii) teams composed of such stu-
17 dents; or
18 "(iii) teams composed of a combina-
19 tion of such students and community resi-
20 dents;
21 "(D) a professional corps program that re-
cruits and places qualified participants in posi-
23 tions—
24 "(i) as teachers, nurses and other
25 health care providers, police officers, early

1	childhood development staff, engineers, or
2	other professionals providing service to
3	meet educational, human, environmental,
4.	or public safety needs in communities with
5	an inadequate number of such profes-
6	sionals;
7 .	"(ii) that may include a salary in ex-
8	cess of the maximum living allowance au-
9	thorized in subsection (a)(3) of section
10	140, as provided in subsection (c) of such
11	section; and
12	"(iii) that are sponsored by public or
13	private employers who agree to pay 100
14	percent of the salaries and benefits (other
15	than any national service educational
16	award under subtitle D) of the partici-
17	pants; and
18	"(E) such other program models as ap-
19	proved by the Corporation or a State commis-
20	sion, as appropriate.".
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In section 126(a)(3)(B) of the National and Community Service Act of 1990 (as proposed to be amended by section 1305 of the bill), strike "\$200,000" and insert "\$250,000", and insert before the period "in excess of \$100,000".

In section 126(a)(3)(C) of the National and Community Service Act of 1990 (as proposed to be amended by section 1305 of the bill), strike "\$200,000" in the heading and insert "\$250,000", and insert before the period "in excess of \$250,000".

In section 126(a)(3)(C) of the National and Community Service Act of 1990 (as proposed to be amended by section 1305 of the bill), strike "\$200,000" and insert "\$250,000", and insert before the period "in excess of \$250,000".

Strike subparagraph (D) of section 126(a)(3) of the National and Community Service Act of 1990 (as proposed to be inserted by section 1305(1)(B) of the bill), and insert the following:

"(4) RESERVATION OF FUNDS.—From the amounts appropriated to carry out this subsection each fiscal year, the corporation shall ensure that it reserves funds for assistance provided under this subsection at an aggregate amount equal to that of at least 150 percent allocated in fiscal year 2004 for the first full fiscal year after the date of enactment of the GIVE Act. Each subsequent year the corporation shall increase the amount reserved proportionately including minimum and maximum amounts de-

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- scribed in paragraph (1) to the amount of program
- 2 funding allocated in subtitle C.".

In section 129(b) of the National and Community Service Act of 1990 (as proposed to be amended by section 1306 of the bill), in the matter preceding paragraph (1), strike ", including nonprofit organizations applying on behalf of a tribe or tribes" and strike "In the case of a" and all that follows through "its application—".

In section 129(b) of the National and Community Service Act of 1990 (as proposed to be amended by section 1306 of the bill), strike paragraphs (1) and (2).

In section 129(f)(1) of the National and Community Service Act of 1990 (as proposed to be amended by section 1306 of the bill), strike "organizations" and insert "entities".

In section 1308 of the bill, strike paragraph (7) and insert the following:

- 3 (7) by amending subsection (h) (as so redesig-
- 4 nated) to read as follows:
- 5 "(I) LIMITATION ON SAME PROJECT RECEIVING
- 6 MULTIPLE GRANTS.—Unless specifically authorized by
- 7 law, the Corporation may not provide more than 1 grant
- 8 under the national service laws to support the same
- 9 project.".

In section 133(c)(6)(F) of the National and Community Service Act of 1990 (as proposed to be amended by section 1310(1) of the bill), insert "or home price decline" after each place "mortgage foreclosure rate" appears.

In section 178(e)(1)(G) of the National and Community Service Act of 1990 (as proposed to be amended by section 1605(3) of the bill), strike "and" at the end.

In section 178(e)(1)(H) of the National and Community Service Act of 1990 (as proposed to be amended by section 1605(3) of the bill), strike the period at the end and insert "; and".

In section 1605(3) of the bill, strike the close quotation mark and following semicolon after the matter proposed to be inserted by such section and at the end of such section insert the following:

- "(I) ensures outreach to and coordination
- with municipalities and county governments, in-
- 3 cluding large cities.";

In section 178(g)(1) of the National and Community Service Act of 1990 (as proposed to be amended by section 1605(5) of the bill), strike "B or".

In section 198C(a) of the National and Community Service Act of 1990 (as proposed to be added by section 1805 of the bill), strike "community-based organization" and insert "community-based entity" each place such term appears.

In section 122(a)(3)(A)(xi) of the National and Community Service Act of 1990 (as proposed to be amended by section 1302 of the bill), in subclause II, strike "and at least 50 percent of whom are" and insert "including".

In section 122(b)(1) of the National and Community Service Act of 1990 (as proposed to be amended by section 1302 of the bill), redesignate subparagraph (J) as subparagraph (P) and insert after subparagraph (I) the following:

- 1 (J) Providing financial literacy education to
 2 economically disadvantaged individuals, including fi3 nancial literacy education with regard to credit man4 agement, financial institutions including banks and
 5 credit unions, and utilization of savings plans.
- 6 (K) Assisting in building, improving, and pre-7 serving affordable housing and in the construction 8 and rehabilitation of housing units, including energy

1	efficient homes, for economically disadvantaged indi
2	viduals.
3	(L) Assisting individuals in obtaining access to
4	health care for themselves or their children.
5	(M) Assisting individuals in obtaining informa
6	tion about Federal, State, local, or private programs
7	or benefits focused on assisting economically dis-
8	advantaged individuals, economically disadvantaged
9	children, or low-income families.
10	(N) Facilitating enrollment in and completion
11	of job training for economically disadvantaged indi-
12	viduals.
13	(O) Assisting economically disadvantaged indi-
14	viduals in obtaining access to job placement assist-
15	ance.
	In section 194(c)(1) of the National and Community

In section 194(c)(1) of the National and Community Service Act of 1990 (as proposed to be amended by section 1706 of the bill), strike "subject to the provisions of title 5, United States Code" and all that follows through "pay rates" and insert "pursuant to sections 195(a) and 195(b) of this Act".

In section 198B(d)(1)(A) of the National and Community Service Act of 1990 (as proposed to be added by section 1803 of the bill), strike "or an institution of high-

er education that is not a Campus of Service (as described in section 119)".

In section 198C(a)(6) of the National and Community Service Act of 1990 (as proposed to be added by section 1803 of the bill), strike "fixed-amount".

In section 111(a)(2) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), strike "training" and insert "professional development".

In section 111(b)(1)(A) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), strike "training" and insert "professional development".

In section 111(b)(3)(B) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), strike "training" and insert "professional development".

In section 111(d)(1) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), strike "training" and insert "professional development".

In section 111(d)(2) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), strike "and" at the end.

In section 111(d)(3) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), strike the period at the end and insert "; and".

In section 111(d) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), insert at the end the following:

- 1 "(4) assisting schools and school districts in de-
- veloping school policies and practices that support
- 3 the integration of service-learning into the cur-
- 4 riculum.".

In section 113(b)(1) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), strike "service" and insert "service-learning".

In section 115(a)(2) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), strike "training" and insert "professional development".

In section 116(b)(2)(B) of the National and Community Service Act of 1990 (as proposed to be amended by section 1201 of the bill), strike "purposes consistent with title I of such Act (20 U.S.C. 6301 et seq.)" and insert "activities authorized under section 1114 or 1115 of title I of such Act (as applicable) subject to the approval of the local educational agency".

In section 1303 of the bill, amend paragraph (2) to read as follows:

1		(2) in paragraph (5),
2	•	(A) by inserting "National" before "Civil-
3	1	ian Community Corps"; and
4		(B) by inserting before the period "the
5		Summer of Service program under section
6	6 1	120(c)(8), the ServeAmerica Fellowship under
7		198B or the Silver Scholarship under section
8		198C(a)".

In section 129(j) of the National and Community Service Act of 1990 (as proposed to be amended by section 1306 of the bill), strike "section 126" and insert "section 126(b) and (c)".

In section 129A(c) of the National and Community Service Act of 1990 (as proposed to be inserted by section 1307 of the bill), strike "2008" and insert "2009".

pants.".

In section 1310 of the bill, amend paragraph (3) to read as follows:

1 (3) in subsection (d), by adding at the end the
2 following:
3 "(5) DIVERSITY IN PROGRAM SIZE.—The Cor4 poration shall ensure that recipients of assistance
5 provided under section 121 are diverse in terms of
6 program size, as reflected in the number of partici-

In paragraph (1) of the matter proposed to be inserted by section 1402(3) of the bill insert ", including in the Summer of Service program under section 120(c)(8), the ServeAmerica program under section 198B, or the Silver Scholarship program under section 198E" after "position".

In section 149(a)(1) of the National and Community Service Act of 1990 (as proposed to be added by section 1405 of the bill), in the matter preceding subparagraph (A), strike "subtitle C and D" and insert "subtitles C, D, and H".

In section 149(a)(4)(A) of the National and Community Service Act of 1990 (as proposed to be added by section 1405 of the bill), strike "2009" and insert "2010".

In section 149(b)(1)(A) of the National and Community Service Act of 1990 (as proposed to be added by section 1405 of the bill), strike "C and D" and insert "C, D, and H".

In section 149(b)(1)(B)(i) of the National and Community Service Act of 1990 (as proposed to be added by section 1405 of the bill), strike "2009" and insert "2010" each place such term appears.

In section 149(b)(1)(B)(i) of the National and Community Service Act of 1990 (as proposed to be added by section 1405 of the bill), strike "D, or E" and insert "D, E, or H".

In section 149(b)(1)(B)(i) of the National and Community Service Act of 1990 (as proposed to be added by section 1405 of the bill), strike "or" before "summer" and insert ", Silver Scholarship under section 198C, or ServeAmerica Fellowship under section 198B" after "section 120(e)(8),"

In section 149(b)(1)(B)(ii) of the National and Community Service Act of 1990 (as proposed to be added by section 1405 of the bill), strike "2009" and insert "2010".

In section 149(b)(1)(B)(ii) of the National and Community Service Act of 1990 (as proposed to be added by

section 1405 of the bill), strike "or E" and insert "E, or H".

In section 149(b)(1)(B)(ii) of the National and Community Service Act of 1990 (as proposed to be added by section 1405 of the bill), strike "or" before "summer" and insert ", Silver Scholarship under section 198C, or ServeAmerica Fellowship under section 198B" after "section 120(c)(8),".

In section 1503(4) of the bill, strike "subsection (e)" and insert "subsection (d)".

In section 155(b)(4) of the National and Community Service Act of 1990 (as proposed to be amended by section 1505 of the bill), in the matter preceding subparagraph (A), strike "from Corps members".

In section 155(b)(4)(C) of the National and Community Service Act of 1990 (as proposed to be amended by section 1505 of the bill), strike "limitation on the amount" and all that follows through "established under" and insert "Director may establish a separate living allowance amount consistent with the limitation in".

In section 1503(3)(B) of the bill, in the matter proposed to be amended by such section, strike "2011" and insert "2012".

In subsection (m) of section 179 of the National and Community Service Act of 1990 (as proposed to be added by section 1606 of the bill), strike paragraph (4) and redesignate paragraphs (5) and (6) as paragraphs (4) and (5), respectively.

Insert after section 189 of the National and Community Service Act of 1990 (as proposed to be added by section 1610 of the bill) the following:

- 1 "SEC. 189A. RESTRICTIONS ON FEDERAL GOVERNMENT
- 2 AND USE OF FEDERAL FUNDS.
- 3 "(a) GENERAL PROHIBITION.—Nothing in this Act
- 4 shall be construed to authorize an officer or employee of
- 5 the Federal Government to mandate, direct, or control a
- 6 State, local educational agency, or school's curriculum,
- 7 program of instruction, specific instructional content, aca-
- 8 demic achievement standards, assessments, or allocation
- 9 of State or local resources, or mandate a State or any sub-
- 10 division thereof to spend any funds or incur any costs not
- 11 paid for under this Act.
- 12 "(b) Prohibition on Endorsement of Cur-
- 13 RICULUM.—No funds provided to the Chief Executive Of-
- 14 ficer under this Act may be used by the Corporation to
- 15 endorse, approve, or sanction any curriculum designed to
- 16 be used in an elementary school or secondary school.

- 1 "(e) Prohibition on Requiring Federal Ap-
- 2 PROVAL OR CERTIFICATION STANDARDS.—No State shall
- 3 be required to have academic content or student academic
- 4 achievement standards approved or certified by the Fed-
- 5 eral Government, in order to receive assistance under this
- 6 Act.".

In section 1704(1)(D) of the bill, strike paragraph (21) of the matter proposed to be added by such section and redesignate subparagraphs (22) through (24) as subparagraphs (21) through (23), respectively.

In the matter proposed to be inserted by section 1704(3)(B) of the bill, redesignate paragraphs (4) through (6) as paragraphs (5) through (7) and insert after paragraph (3) the following:

7 "(4) CONSOLIDATED APPLICATION.—To pro-8 mote efficiency and eliminate duplicative require-9 ments, the Corporation shall consolidate or modify 10 application procedures and reporting requirements 11 for programs and activities funded under the na-12 tional service laws."

In section 1705 of the bill, add at the end the following: "In carrying out this section and before executing any delegation of authority, the Chief Executive Officer shall seek input from and consult with Corporation employees, State commissions on national and community service, State educational agencies, and other interested stakeholders."

In section 198D(a) of the National and Community Service Act of 1990 (as proposed to be added by section 1804 of the bill), amend paragraph (5) to read as follows:

"(5) PROGRAMS THAT SUPPORT MENTORING. 2 Programs to support mentoring partnerships, includ-3. ing statewide and local partnerships that strengthen 4 direct-service youth mentoring programs by increas-5 ing State resources dedicated to mentoring, assisting 6 direct-service mentoring programs through sub-7 grants, promoting quality standards for mentoring 8 programs, expanding mentoring opportunities tai-9 lored to the needs and circumstances of youth, and 10 increasing the number of at-risk youth in the State receiving mentoring from screened and trained adult 11 12 mentors, as well as programs to support the creation 13 of statewide mentoring partnerships and programs 14 of national scope through collaborative efforts be-15 . tween entities such as local mentoring partnerships, 16 units of State or local government, or direct service 17 mentoring programs.".

In section 198D(a) of the National and Community Service Act of 1990 (as proposed to be added by section 1804 of the bill), strike paragraph (6) and redesignate paragraph (7) as paragraph (6).

In section 198E of the National and Community Service Act of 1990 (as proposed to be added by section 1805 of the bill), strike subsection (c) and redesignate subsections (d) through (l) as subsections (c) through (k), respectively.

In section 501(a)(2)(B) of the National and Community Service Act of 1990 (as proposed to be amended by section 1841 of the bill), strike "subparagraph (C)" and insert "subparagraph (A)", and insert before the period at the end the following: ", and disasters of similar magnitude".

In section 501(a)(3) of the National and Community Service Act of 1990 (as proposed to be amended by section 1841 of the bill), strike "\$35,000,000" and insert "\$30,000,000".

In section 2103(3) of the bill, insert "and" at the end of subparagraph (A), strike "and" at the end of subparagraph (B), and strike subparagraph (C).

In section 201(e)(1) of the Domestic Volunteer Service Act of 1973 (as proposed to be amended by section 2203 of the bill), strike "2013" and insert "2014".

In section 225(a)(4) of the Domestic Volunteers Service Act of 1973 (as propose to be amended by section 2208 of the bill), strike "grants" the first place it appears and insert "funds", and strike "grants" the last place it appears and insert "funds available".

In the table of contents of the of the National and Community Service Act of 1990 (as proposed to be amended by section 4101 of the bill), after the item relating to section 189, insert the following:

"Sec. 189A. Restrictions on Federal Government and use of Federal funds.".

Strike title VI of the bill.

